

**BOARD OF ELECTRICIANS AND PLUMBERS**  
Professional and Vocational Licensing Division  
Department of Commerce and Consumer Affairs  
State of Hawaii

MINUTES OF MEETING

Date: Tuesday, June 14, 2011

Time: 10:30 a.m.

Place: King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1st Floor  
Honolulu, HI 96813

Present: Norman Ahu, Public Member, Chair  
Tyrus Kagawa, Industry Member, Vice-Chair  
Randall Kaya, Public Member  
Morris Kaneshiro, Industry Member  
Lindsey Kimura, Public Member  
Charlene L.K. Tamanaha, Executive Officer  
Lesley Matsumoto, Secretary

Excused: Orlando Matias, Industry Member  
Maurice Torigoe, Industry Member  
Rodney J. Tam, Deputy Attorney General

Guests: Peter Akamu - International Brotherhood of Electrical Workers  
Ryan Takahashi – Hawaii Electrical Market Enhancement Program  
Harold McDermott – Plumbers Union, Local 675  
Gregg Serikaku – Plumbers and Mechanical Contractors Association  
David Lovelace – Hawaii Electrical Training Fund  
Matt Brady – Dorvin D. Leis Co. Inc.  
Travis Pagaduan

Agenda: The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by section 92-7(b), Hawaii Revised Statutes (“HRS”).

Call to Order: There being a quorum present, Chair Ahu called the meeting to order at 10:35 a.m.

Additions/  
Revisions to  
the Agenda: None.

Approval of  
the Minutes: It was moved by Mr. Kagawa, seconded by Mr. Kaya and unanimously carried to approve the minutes of the April 12, 2011 meeting as circulated.

Executive

Officer's Report:

a. Office of Information Practices

None.

b. Ethics Commission

None.

c. Board Policies and Procedures

None.

d. Aloha and Mahalo – Norman Ahu, Orlando Matias, and Tyrus Kagawa

The Executive Officer, on behalf of the Board, extended a heart felt mahalo and aloha to Chair Ahu, Vice Chair Kagawa, and Mr. Matias who has unselfishly given their time and energy to the Board for the past eight years. The Board thanks them for their commitment to public service and wishes them all the best of luck and success in their future endeavors.

e. County of Maui – Policies and Procedures Regarding Electrician License Enforcement

The Executive Officer informed members that the County of Maui, Department of Public Works, Development Services Administration ("DSA") has approved a policy and procedure regarding electrician license that will take effect on July 1, 2011.

The County will assist with the enforcement of HRS §§444-9.5, 448E-9, HAR §§16-80-3, 16-80-4 and check that the electrical work is being performed by licensed electricians or by an unlicensed individual under the supervision of a licensed electrician.

Effective July 1, 2011, all County electrical permit applications will require the licensed electrician's name with their electrician license number to be identified on the Electrical Permit Application.

During construction site inspections, County electrical inspectors shall randomly check individuals observed performing electrical work for license identification. Electrician license names and numbers shall be verified with the State of Hawaii Department of Commerce and Consumer Affairs, Professional and Vocational Licensing Division ("DCCA/PVL") website. Workers with false or expired electrician badges or identification tags shall be reported to the State Regulated Industries Complaints Office ("RICO"), along with the Electrical Contractor they work for.

County electrical inspectors shall determine if an unlicensed worker is being supervised by a licensed electrician in accordance with HAR §16-80-4(7). If an unlicensed worker is found to be working without the supervision of a licensed electrician, the Contractor shall be sent a Warning letter for the 1<sup>st</sup> occurrence. A copy of the warning letter will be sent to RICO for informational purposes.

When installations fail inspection due to poor workmanship, or lack of adequate code knowledge, or when the County electrical inspector observes electrical work being done by unlicensed workers without supervision, the County electrical inspector shall request the licensed electrician on the permit record, to be present on-site for the next inspection. Failure by the licensed electrician to appear when requested shall result in failure of the inspection.

Upon finding a 2<sup>nd</sup> occurrence by a contractor for using unsupervised and unlicensed electrical workers, DSA Electrical Section shall submit a formal request to RICO to investigate the Contractor.

Upon finding a 3<sup>rd</sup> occurrence by the Contractor for using unsupervised and unlicensed electrical workers, DSA Electrical Section shall stop issuing the Contractor any more Electrical permits and shall stop conducting any more site inspections for the Contractor's existing permits, until the County's concerns regarding non-compliance with State statutes and rules regulating electrician licensing have been appropriately addressed.

It was moved by Mr. Kaneshiro, seconded by Mr. Kagawa and unanimously carried to support Maui's policy and procedures regarding electricians and hopes all other counties follow their lead.

f. Electrician Renewal Update

The Executive Officer updated members on the electrician renewals. This is the first renewal that the electricians are able to renew online. There was a glitch in the process in that the Honolulu Community College ("HCC") and the neighbor island campuses did not obtain permission waivers from all attendees that would allow the HCC to share the student information with the Board for renewal purposes. A federal act referred to as "FERPA" prohibits release of student information. Thus to address this as was done with the plumbers, the waiver was created. However, due to a communication breakdown, the neighbor island campuses did not obtain waivers from their candidates.

Mr. Kimura arrived at 10:55 a.m.

The Executive Officer informed members that the Board will be sending out a notice and the waiver form to all neighbor island members to sign and fax the waivers to the HCC to allow the HCC to upload their information into our system. The Executive Officer asked IBEW for their assistance in putting out the word to their electricians about the problem and the HCC's inability to confirm the candidate's completion of the course.

g. Other

None.

Chapter 91, HRS.  
Adjudicatory  
Matters:

None.

Examinations:

a. The Executive Officer distributed the following results of the Electricians' and Plumbers' examination:

Electricians' Exam (administered May 2011)

	<u>EJ</u>	<u>ES</u>	<u>EJI</u>	<u>ESI</u>	<u>EJS</u>	<u>ESS</u>	<u>EM</u>
Exams Administered	50	7	4	1	1	0	1
Successful	34	2	1	0	0	0	0
Unsuccessful	16	5	3	1	1	0	1

Plumbers' Exam (administered May 2011)

	<u>PJ</u>	<u>PM</u>
Exams Administered	13	2
Successful	5	2
Unsuccessful	8	0

b. Prometric fka Thomson Prometric Report/Announcements

None.

Chair Ahu moved out of order of the agenda to discuss item #9 Unfinished Business.

Unfinished  
Business:

a. Rule Revisions

1. Local 675/PAMCA Proposal to Amend HAR §§16-80-2 and 16-80-3

Mr. Castanares provided the Board with a written proposal to amend the definition of "plumbing work" from the Local 675 and PAMCA as follows:

"Plumbing work" means the business, trade, or work having to do with the installation, maintenance, extension, and

alteration of all piping, fixtures, appliances, and appurtenances in connection with any of the following: Sanitary drainage or storm drainage facilities, venting systems, potable water-supply systems, and fuel systems within or adjacent to any building, or conveyance; also the practice of and materials used in installation, maintenance, or extension of any storm-waste, liquid-waste, sewage, or potable water-supply systems of any premises to their connection with any point of public disposal or other acceptable terminal. ~~[However, this provision shall not prohibit other properly licensed contractors from performing any exterior piping work five feet or more outside the building line without licensed plumbers.]~~ The Uniform Plumbing Code ("UPC") with amendments as adopted by each county is recognized as the minimum requirement and standard of performing plumbing work.

Mr. McDermott indicated that with the use of reclaimed water in our households and buildings, the proposal is being made for public safety. The Executive Officer indicated that the "five feet language" has been on the books for over 30 years and the total repeal of this language will be difficult. While the Board's consensus is that the definition must be reviewed, the Board must also look for common ground because an amendment will affect the construction industry and many contractors. The Board cannot amend its rules in a bubble and must reach out to the industry to avoid major opposition at the public hearing. She asked the Board to consider another demarcation such as "service utility connection" or other such language and whether or not another point of demarcation may be feasible to insure public safety and buy-in by other contractor stakeholders.

It was the Board's consensus to defer this issue to the next meeting and to ask the Plumbers Union to consider alternative language other than just the repeal of the provision.

b. Implementation of Act 35 Update

This issue was deferred until the next meeting.

Chair Ahu back to the order of the agenda to discuss item #7 Appearance.

Executive Session: It was moved by Mr. Kimura, seconded by Mr. Kaya, and unanimously carried to enter into executive session pursuant to HRS §§92-4 and 92-5, to consider and evaluate personal information relating to the applicant applying for licensure at 11:22 a.m.

**EXECUTIVE SESSION**

Appearances: a. Travis Z.I. Pagaduan – EJI Applicant

It was moved by Mr. Kimura, seconded by Mr. Kaya, and unanimously carried to reconvene to the Board's regular order of business at 11:31 a.m. The Board indicated that the decision on Mr. Pagaduan's application will be discussed under item #8 Applications.

Chair Ahu out of order of the agenda to discuss item #10 New Business.

New Business: a. Election of Officers

The Executive Officer opened the floor for nominations for the office of Chair. It was moved by Mr. Kaneshiro, seconded by Mr. Kagawa to nominate Mr. Kimura as Chair. Being that there were no more nominations, it was moved by Mr. Kaneshiro, seconded by Mr. Kagawa to close the nomination and Mr. Kimura was unanimously elected as Chair.

The Executive Officer opened the floor for nominations for the office of Vice Chair. It was moved by Mr. Kaneshiro, seconded by Mr. Kagawa to nominate Mr. Torigoe as Vice Chair. Being that there were no more nominations, it was moved by Mr. Kaneshiro, seconded by Mr. Kagawa to close the nomination and Mr. Torigoe was unanimously elected as Vice Chair.

Mr. Kaya left at 11:33 a.m.

Mr. Akamu informed members of a situation that is coming up with the community colleges. He stated that it has been brought to his attention that the community colleges are teaching photovoltaic classes and the appearance is that graduates are qualified photovoltaic installers.

The literature does not indicate that a license (electrical or contractors) is required and appears the NABCEP certification is sufficient.

Mr. Akamu asked the Board if they can suggest or speak to the community colleges about this situation and to inform their students that they are not qualified to install the photovoltaic systems unless they are licensed appropriately.

After discussion, it was moved by Mr. Kimura, seconded by Mr. Kaneshiro and unanimously carried to discuss student notification of licensure requirements.

Correspondence: None.

Scope: None.

Legislation: None.

Chair Ahu moved back to the order of the agenda to discuss item #8 Applications.

Executive Session: It was moved by Mr. Kimura, seconded by Mr. Kaneshiro, and unanimously carried to enter into executive session pursuant to HRS §§92-4 and 92-5, to consider and evaluate personal information relating to the applicant applying for licensure at 11:44 a.m.

### EXECUTIVE SESSION

It was moved by Mr. Kimura, seconded by Mr. Kaneshiro, and unanimously carried to reconvene to the Board's regular order of business at 12:03 p.m.

Applications: It was moved by Mr. Kimura, seconded by Mr. Kaneshiro and unanimously carried to **approve/defer** the following applications as noted:

a. ELECTRICIANS

1. Journey Worker Electrician ("EJ") – Approved

BALL, Kenneth L.  
BELL, Johnathan K.  
BENNETT, Randall E.  
BONG, Noa  
BORCHERS, Bradley J.  
BOSHART, Keith R.  
BOSHART, Kevin R.  
COPP, Emmett K.  
DEAN, Josef  
DOWELLS, Eric A.  
FERREE, Peter J.  
FUSCO, Joel T.  
GRUBBS, Shawn M.  
HAWKINS, Ernest K.  
INGAN, Christopher T.  
JONES, Dalmas K. Jr.  
JU, Seon Jai  
KAGIMOTO, Gannon S.  
KALEIMAMAHU, Solomon L. III  
KIM, Richard H.  
LABUGUEN, Rodolfo  
LANI, Jeffery A.  
LAU, Aldric W.  
LAUBSCHER, Erik V.  
LEE, Alike T.  
LEGER, Jason B.  
LEWIS, Jacob  
LIZAK, Jan D.  
MCKINNEY, Michael W.  
MIZUSAWA, Nicholas K.P.  
MOYER, Christopher J.

NAEATA, Siosifa U.  
NAVARRO, Zachary S.  
NGUYEN, Minh  
O'HARA, Adam M.  
PALUMBO, Frank D.  
QUEVEDO, Jaysen P.  
RAQUEL, Warden J.  
SCHARER, Chad L.  
SHIMOGAWA, Jansen H.  
SIGHTS, James D.  
SOSA, Anthony J.  
ST. LAURENT, Philip-Frances K.  
TEJADA, Jonathan K.  
TURNER, Andrew  
WILSON, Matthew M.  
YOUNG, Carlin G.

2. Supervising Electrician ("ES") – Approved

KIMURA, John T.  
NUESCA, Clarence C.  
RUSH, David J.

3. Journey Worker Industrial Electrician ("EJI") - Approved

KING, Frank R. Jr.  
LECKINGTON, Michael L.  
PAGADUAN, Travis Z.I.

4. Supervising Industrial Electrician ("ESI") - Approved

PACHECO, Calvin K.

5. Journey Worker Specialty Electrician ("EJS") - Approved

ABLAO, James M.  
ADAMS, Frederick K.  
BARTOLOME, Ernesto S. Jr.  
BAUTISTA, Arturo Jay A.  
DICION, Arnold G.  
FONG, Darrell L.  
GAOING, Frederick P.  
GORMLEY, Joel B.  
HIGA, Gary  
KAPUA, Trevis M.S.  
LEE, Thomas K.M.  
LUNG, Royce A.  
NAKAGAWA, Kevin K.  
NISHIMOTO, Russell S.  
PUDIQUET, Willy M.  
SALMON, Theodore D. Jr.



SONICO, Rolly I.  
URMENETA, Iban A.

6. Supervising Specialty Electrician ("ESS")

None.

7. Maintenance Electrician ("EM") - Approved

IWATANI, Silver R.  
LIAO, Stephen F.  
OSHIRO, Peter H.  
YANG, Myong J.

b. PLUMBERS

1. Journey Worker Plumber ("PJ") – Approved

DESILVA, Quinn K.  
FUKUMOTO, Kevin S.  
FUNK, John E.  
KIM, Duk Kyu  
LIANG, Henry S.Q.  
NIHOA, Ezrum P.  
NITTA, Galenn S.  
RAIHL, Edwin A.  
RAMOS, Nigel F.  
SERRAO, Robert G. Jr.  
SWANSON, Zack L.  
TEAL, James D. Jr.  
UPSHAW, Johnny J.

2. Master Plumber ("PM") - Approved

CUBELLIS, Christopher J.

c. Deferred Applications

AKI, Houston K. (EJ)  
BALLSTAEDT, Daniel E. (EJ)  
BETHEL, Brandon R.L.K.P. (EJ)  
CARVALHO, Nicholas A. (EJ)  
LAWRENCE, Edward T. (EJ)  
LEE, Byung Chang (EJ)  
RIBAO, Allence B. (EJ)  
WERNER, John R. (EJ)

d. Denials

None.

Announcement:

a. Next Applications Committee Meeting

Tuesday, August 9, 2011  
9:30 a.m.  
King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, HI 96813

b. Next Board Meeting

Tuesday, August 9, 2011  
10:30 a.m.  
King Kalakaua Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, HI 96813

Adjournment:

There being no further business to discuss, the meeting was adjourned at 12:10 p.m.

Review and approved by:



Charlene L.K. Tamanaha  
Executive Officer

Taken and recorded by:



Lesley Matsumoto  
Secretary

CLKT:ikm

7/14/11

☒ Minutes approved as is.

☐ Minutes approved with changes; see minutes of \_\_\_\_\_.